



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095

(603) 271-2900 FAX (603) 271-2456

June 28, 2002



Alex H. Tupick & Diane Tupick
Northwood Mobile Home Park
8 Clarendon Street
Berlin, NH 03570

VIA CERTIFIED MAIL

Re: 24 Cross Street, Gorham, NH

Dear Mr. and Mrs. Tupick:

The Department of Environmental Services, Waste Management Division ("DES") issued Administrative Order No. WMD 02-09 dated March 25, 2002 ("the Order") to Alex H. Tupick & Diane Tupick based on violations of RSA 149-M. Follow-up inspections have revealed that the subject waste has been burned in place by unknown parties. This burning has made the clean-up of the debris as specified in the Order unfeasible because the waste can no longer be identified sufficiently to distinguish the alleged Tupicks' solid waste from other illegally deposited waste in the area. The illegal burning is under separate investigation.

Based on the change caused by burning the debris, DES considers the Order moot and the matter closed. Closure does not release Alex H. Tupick or Diane Tupick from liabilities for penalties to which they may be subject for violations identified in the Order.

Philip J. O'Brien, Director
Waste Management Division
Department of Environmental Services

George Dana Bisbee, Assistant Commissioner
Department of Environmental Services

cc: DB/FILE
Gretchen Rule, DES Legal Unit
Public Information Coordinator, DES
Jennifer Patterson, Sr. Assistant Attorney General
Town Clerk, Gorham, NH
Paul Guay, Property Owner- Cross Rd., Gorham, NH
Frosty Sobrtzer, Wagner Forestry